THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION Nos.22891, 23067 AND 23230 OF 2007

DATED: 02-11-2007

BETWEEN

Katragadda Prasunamaba,
W/o. Sri Venkataratnam,
Occ: Agriculture, Vaivaka
Village, Mudinepalli Mandal,
Krishna District and others.

...PETITIONERS

AND

The District Collector,
Krishna District at
Machilipatnam and others.

...RESPONDENTS

COMMON ORDER:

These three writ petitions have been filed questioning the show cause notices issued by the Tahsildar, Mudinepalli, to which explanations have been submitted by them, contending that even before final orders are passed, the respondents are taking steps dispossess the petitioners.

2. Learned Government Pleader for the respondents submits that no final orders have been passed and the explanations submitted by the petitioners are under consideration.

3. If that be so, I am of the opinion that unless the final orders are passed after considering the explanations submitted by the petitioners, they cannot be dispossessed.

4. Having regard to the facts and circumstances of the case, the Tahsildar, Mudinepalli is directed to consider the explanations submitted by the petitioners and pass appropriate final orders under Section 4(1) of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977. Till the final orders are passed the petitioners shall not be dispossessed.

The writ petitions are accordingly disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

November 2, 2007
DSK